

AMENDED IN ASSEMBLY MAY 13, 2014

AMENDED IN ASSEMBLY APRIL 23, 2014

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2292

**Introduced by Assembly Member Bonta
(Coauthor: Assembly Member Skinner)**

February 21, 2014

An act to add Section ~~53395.3.10~~ 53395.3.2 to the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2292, as amended, Bonta. Infrastructure financing districts: City of Oakland: freight rail.

Existing law authorizes an infrastructure financing district to finance only public capital facilities of communitywide significance which provide significant benefits to an area larger than the area of the district, including, among others, highways, interchanges, ramps and bridges, arterial streets, parking facilities, transit facilities, facilities for the collection and treatment of water for urban uses, child care facilities, libraries, and facilities for the transfer and disposal of solid waste.

This bill would additionally authorize an infrastructure financing district within the Oakland Army Base, the Howard Terminal, or the Coliseum City in the City of Oakland to finance public capital facilities or projects that include freight rail. This bill would require the governing board of the City of Oakland to establish a commission, as specified, to advise the city on the safety concerns regarding development on the Howard Terminal.

This bill would make legislative findings and declarations as to the necessity of a special statute for the City of Oakland.

By imposing new duties upon the governing board of the City of Oakland, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section ~~53395.3.10~~53395.3.2 is added to the
2 Government Code, to read:

3 ~~53395.3.10.~~

4 53395.3.2. (a) In addition to the projects authorized by Section
5 53395.3, any infrastructure financing district within the Oakland
6 Army Base, the Howard Terminal, or the Coliseum City in the
7 City of Oakland may finance public capital facilities or projects
8 that include freight rail.

9 (b) The governing board of the City of Oakland shall establish
10 a commission to advise the city on the safety concerns regarding
11 any development authorized by subdivision (a) on the Howard
12 Terminal. The commission shall consist of one member from each
13 of the stakeholders involved in the development of the Howard
14 Terminal, *including, but not limited to, all of the following:*

15 (1) *A representative for the City of Oakland appointed by the*
16 *governing board of the City of Oakland.*

17 (2) *A representative for the Port of Oakland appointed by the*
18 *Board of Port Commissioners.*

19 (3) *Every owner or lessor of property located within the Howard*
20 *Terminal or a representative appointed by the owner or lessor.*

21 SEC. 2. The Legislature finds and declares that a special law
22 is necessary and that a general law cannot be made applicable
23 within the meaning of Section 16 of Article IV of the California
24 Constitution because of the unique circumstances applicable to

1 the City of Oakland and the need for revitalization on the Oakland
2 Army Base, the Howard Terminal, and in the Coliseum City.

3 SEC. 3. If the Commission on State Mandates determines that
4 this act contains costs mandated by the state, reimbursement to
5 local agencies and school districts for those costs shall be made
6 pursuant to Part 7 (commencing with Section 17500) of Division
7 4 of Title 2 of the Government Code.

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